

## Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 IO-13 ISO-00 AF-08 ARA-06 EA-07 NEA-10

OIC-02 AGR-05 CEA-01 CIAE-00 COME-00 DODE-00 FRB-03

H-02 INR-07 INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-01

AID-05 CIEP-01 SS-15 STR-04 ITC-01 TRSE-00 USIA-06

PRS-01 SP-02 FEAE-00 OMB-01 XMB-02 /140 R

DRAFTED BY USDA:RSCHROETER:EB/OT/TA:TFO'HERRON:JVM

APPROVED BY EB/OT/TA:DJDUNFORD

EUR/RPE:ECASEY

STR:JSTARKEY

COMMERCE:DSCHLECTY

TREASURY:WBARREDA

LABOR:DWANNAMAKER

USDA:GFRASER

STR:AWOLFF

----- 119182

R 150609Z SEP 76

FM SECSTATE WASHDC

TO USMISSION GENEVA

USMISSION EC BRUSSELS

INFO USDEL MTN GENEVA

AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY DUBLIN

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY THE HAGUE

AMEMBASSY PARIS

AMEMBASSY ROME

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E.O. 11652: N/A

TAGS: ETRD, GATT

SUBJECT: GATT COUNCIL: U.S. REQUEST FOR PANEL ON NFDM

REF: GENEVA 6840

1. U.S. POSITION AT SEPTEMBER 17 GATT COUNCIL MEETING  
WILL BE TO PRESS FOR ESTABLISHMENT OF GATT PANEL  
UNDER ARTICLE XXIII (2) TO EXAMINE OUR COMPLAINT  
CONCERNING THE EC'S DISPOSAL PROGRAM FOR NFDM. WE  
SEE NO REASON FOR EC TO OPPOSE WORDING OF U.S. COMPLAINT  
(PARA. 2 BELOW) AND ASSUME THAT THIS WILL NOT BE AN  
ISSUE AT SEPTEMBER 17 MEETING. THE FOLLOWING WORDING  
SHOULD BE ACCEPTABLE TO THE COUNCIL; NO BILATERAL  
NEGOTIATION OF TERMS OF RERENCE IS CONTEMPLATED.

2. BEGIN TEXT:

THE COUNCIL AGREES TO ESTABLISH A PANEL UNDER PARAGRAPH 2  
OF ARTICLE XXIII OF THE GENERAL AGREEMENT TO EXAMINE  
THE COMPLAINT OF THE UNITED STATES WITH RESPECT TO  
CERTAIN ELEMENTS OF THE CURRENT PROGRAM OF THE EUROPEAN  
COMMUNITY TO DISPOSE OF SURPLUS NON-FAT DRY MILK, THE  
COMPLAINT BEING THE FOLLOWING:

-- THE REQUIREMENT THAT A SPECIFIED AMOUNT OF  
DENATURED NON-FAT DRY MILK BE PURCHASED FROM EC STOCKS,  
UNDER PENALTY OF FORFEITURE OF A DEPOSIT, FOR EVERY  
UNIT OF VEGETABLE PROTEIN PURCHASED, IS A MIXING  
REGULATION INCONSISTENT WITH THE OBLIGATIONS OF THE  
EC UNDER THE AGREEMENT;

-- THE EFFECT OF THE PROGRAM IS TO IMPAIR BINDINGS  
ON TARIFF CONCESSIONS MADE BY THE EC TO THE UNITED  
STATES ON SOYBEANS, SOYBEAN MEAL, SOYBEAN CAKE, AND  
OTHER FEEDSTUFFS.

END TEXT.

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3. USEC REQUESTED TO INFORM EC IN ADVANCE OF FRIDAY'S  
MEETING THAT WE MAINTAIN OUR INTEREST IN A GATT PANEL  
ON THE NFDM MIXING REGULATION, AND THAT WE WILL  
PROPOSE TEXT SET FORTH PARA. 2 TO GATT COUNCIL ON  
SEPTEMBER 17. MISSION SHOULD DRAW ON POINTS SET  
FORTH IN STATE 172159 DURING COUNCIL DEBATE; IF NEEDED,  
TO EXPLAIN SPECIFIC ELEMENTS OF OUR OBJECTIONS TO  
NFDM PROGRAM.

4. IN DISCUSSIONS WITH EC OFFICIALS, MISSION SHOULD  
AVOID SUGGESTION THAT PANEL NEED NOT MEET IN THE EVENT  
THE NFDM PROGRAM EXPIRES PROMPTLY. ROBINSON

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## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TRADE, MEETING AGENDA, MEETINGS, NONFAT DRIED MILK, PERSONNEL APPOINTMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 15 SEP 1976  
**Decapton Date:** 01 JAN 1960  
**Decapton Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ElyME  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE228024  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** RSCHROETER:EB/OT/TA:TFO'HERRON:JVM  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760348-0026  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t19760957/aaaabwoa.tel  
**Line Count:** 119  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 GENEVA 6840  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ElyME  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 01 APR 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <01 APR 2004 by BoyleJA>; APPROVED <13 AUG 2004 by ElyME>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GATT COUNCIL: U.S. REQUEST FOR PANEL ON NFDM  
**TAGS:** ETRD, US, GATT  
**To:** GENEVA EC BRUSSELS  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006